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Substitute form PTO/SB/64

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

for

Attorney Docket Number: FSP0042  
Title: ROTATING BARRIER FOR JET MASSAGE  
Application Number: 10/773,764  
Filing Date: Friday, February 06, 2004  
First Named Inventor: Thomsen, Merlin E.

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The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action of the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

**THE APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

1. Petition Fee

**\*\*The applicant claims small entity status\*\***

A petition fee of \$750 is provided.

Authorization to debit deposit account 501691 for \$750 dollars is included and includes amounts to cover the statutory fees for the petition for revival.

2.  A reply and/or fee to the above-noted office action is provided in the form of amendment, and is enclosed herewith.

An issue fee in the amount of \_\_\_\_\_ is provided herewith.

3. This utility application was filed after June 8, 1995, and hence no terminal disclaimer is required.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Signature /Charles A. Mirho/ Date: Wednesday, July 30, 2008  
Charles A. Mirho  
Reg. 41,199  
10773764

08/01/2008 HMARZI2 00000001 501691

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Attorney for Applicant

Enclosures:

- 7 pages of response to official action
- 1 page of Petition to revive an unintentionally abandoned application
- 1 page of Certificate of facsimile
- 1 page of Fee transmittal to PTO

Authorization to debit deposit account 501691 for \$750 dollars.

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